



# Animal Health Act 1981

## 1981 CHAPTER 22

### PART III

#### WELFARE AND EXPORT

##### *Care*

#### **38 Food and water.**

[<sup>F1</sup>(1) The Ministers may make such orders as they think fit for ensuring for animals a proper supply of food and water—

- (a) for any period in which the animals are detained; and
- (b) during their passage by sea or by air and on landing.

(2) The following bodies—

- (a) The Boards established by the <sup>M1</sup>Transport Act 1962,
- (b) [<sup>F2</sup>the London Transport Executive][<sup>F3</sup>Transport for London], and
- (c) every railway company,

shall to the satisfaction of the appropriate Minister provide food and water, or either of them, at such railway stations as the appropriate Minister by general or specific description directs, for animals carried, or about to be or having been carried, on the railway of any of those bodies, and the additional provisions of Schedule 4 to this Act have effect accordingly.

In this subsection and in Schedule 4—

- (i) references to the bodies mentioned in paragraphs (a) and (b) include [<sup>F4</sup>in the case of those mentioned in paragraph (a)] wholly-owned subsidiaries of those bodies [<sup>F5</sup>and in the case of Transport for London, any of its subsidiaries (within the meaning of the Greater London Authority Act 1999)];
- (ii) “railway company” includes a person working a railway under lease or otherwise.]

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**Changes to legislation:** Animal Health Act 1981, Section 38 is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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#### Textual Amendments

- F1** Ss. 37-39 repealed (S.) (6.10.2006) by Animal Health and Welfare (Scotland) Act 2006 (asp 11), s. 55(1), **Sch. 2 para. 8(2)** (with s. 54); S.S.I. 2006/482, art. 2
- F2** Words appearing second substituted (E.W.) for words appearing first by London Regional Transport Act 1984 (c. 32, SIF 126), s. **71(3)(a)**, Sch. 6 para. 23(a)
- F3** Words in s. 38(2)(b) substituted (15.7.2003) by The Transport for London (Consequential Provisions) Order 2003 (S.I. 2003/1615), art. 1(1), **Sch. 1 para. 9(a)**
- F4** Words inserted (E.W.) as provided by London Regional Transport Act 1984 (c. 32, SIF 126), s. **71(3)(a)**, Sch. 6 para. 23(b)
- F5** Words in s. 38(2)(i) substituted (15.7.2003) by The Transport for London (Consequential Provisions) Order 2003 (S.I. 2003/1615), art. 1(1), **Sch. 1 para. 9(b)**

#### Marginal Citations

- M1** 1962 c. 46.

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**Changes and effects yet to be applied to :**

- s. 37-39 repealed by [2006 c. 45 Sch. 4](#)